

OGC 83-02404

23 March 1983

MEMORANDUM FOR THE RECORD

SUBJECT: Fiscal Year 1984 Intelligence Authorization  
Bill/Meeting with HPSCI Staff

On 21 March 1983 a meeting was held between HPSCI staff and CIA/Intelligence Community Staff representatives to discuss provisions in the draft Fiscal Year 1984 Intelligence Authorization Bill. Participating from the HPSCI staff were:

Michael J. O'Neil, Chief Counsel

Bernard Raimo, Jr., Counsel

Steven K. Berry, Associate (Minority/Republican)  
Counsel

James O. Bush, Senior Staff Member

Participating from the Central Intelligence Agency were:

[redacted] Chief, Legislation Division, STAT  
Office of General Counsel

[redacted] Legislation Division, STAT  
Office of General Counsel

[redacted] Chief, House Liaison, STAT  
Office of External Affairs

[redacted] Chief, Career Training Task Force, STAT  
O/DCI

[redacted] Deputy for Recruitment and Placement, STAT  
OP

[redacted] Chief, Benefits and Services STAT  
Division, OP

[redacted] Chief, Administration Group, O/Compt STAT  
Chief, Building Planning Staff, OL

Participating from the IC Staff were:

[redacted] Director, Program and Budget Staff, STAT  
IC Staff

[redacted] Associate Legislative Liaison, IC Staff STAT

Below are the highlights of the discussion:

-- Section 101. With respect to the classified nature of the IC Staff budget in fiscal year 1984, Mike O'Neil indicated that this issue already had been raised in budget hearings.

-- Section 103. There was considerable discussion of the personnel ceiling adjustments provision. It appears likely that the Committee staff will recommend that the legislative history for this provision indicate that the Committee would expect consultation on the part of the DCI before use of the authority.

-- Section 203. O'Neil indicated that the HPSCI already had made an overture to the House Armed Services Committee in connection with the issue of three star rank for the Director of the Intelligence Community Staff. It was clear that the HPSCI would prefer the Armed Services Committee to take the lead on this issue, preferably by securing an additional three star billet for the incumbent Director of the Intelligence Community Staff. The CIA and IC Staff representatives emphasized the fact that the language proposed in the draft Fiscal Year 1984 Intelligence Authorization Bill would have the advantage of resolving this problem for the incumbent Director of the IC Staff as well as for any future similar situations. O'Neil made it clear that the HPSCI was committed to resolving the problem with respect to the current Director of the IC Staff, and that it was merely a question of how this could most expeditiously be accomplished. O'Neil said that the proposal contained in the draft Fiscal Year 1984 Intelligence Authorization Bill would certainly not be ruled out.

Section 401. O'Neil's initial questions on this section indicated that he believed that it had something to do with Social Security reform legislation. Although there was considerable discussion of the intent and meaning of the age criteria for operational positions proposal, it did not appear that the HPSCI staff fully understood it, and it is likely that there will be need for further discussions about this section.

Section 402. In connection with the eligibility for incentive awards proposal O'Neil asked for follow-up information concerning the home agencies of individuals detailed to the CIA and the IC Staff, and some indication of the types of slots such detailees usually fill. [redacted] indicated that they would combine to supply this information.

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Section 403. The HPSCI staff asked a number of questions concerning the transfer of funds to the State of Virginia in connection with the design and construction of highway improvements associated with construction at the Agency's Headquarters compound. Minority Counsel Berry indicated that HPSCI Members Robinson (R., Va.) and Whitehurst (also R., Va) would be especially interested in this section, and would be particularly interested in knowing whether the Virginia State Roads Commissioner had officially indicated that the State would be responsible for the maintenance of the planned highway improvements. [redacted] will follow up on this question. ✓

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Section 501. O'Neil indicated that the HPSCI fully supported enactment of the intelligence personnel protection provision, but that jurisdictional problems between HPSCI and the House Judiciary Committee would make HPSCI very reluctant to include the provision in the Authorization Bill.

Section 701. With respect to the DOD proprietaries provision, I indicated that it would be best if the HPSCI staff were to discuss this matter directly with Department of Defense representatives, although I did express an interest in being present at such discussions. O'Neil asked if the Agency supported the proposal; I replied that inclusion of the proposal in the Authorization Bill spoke for itself.

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[redacted]  
Chief, Legislation Division  
Office of General Counsel

cc: Executive Director  
General Counsel  
Comptroller

Distribution

Orig - LED File: FY 84 Intelligence Authorization Bill

- 1 - OGC Signer
- 1 - [redacted] Signer

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